

# United States District Court

SOUTHERN

DISTRICT OF

NEW YORK

DIAMOND LEASE (U.S.A.), INC.,

Plaintiff

SUMMONS IN A CIVIL CASE

V.

CASE NUMBER:

RICK HARTMAN

Defendant.

08 CV 00092

TO: (Name and address of defendant)

Rick Hartman  
10614 DeAndrea Drive  
Zionsville, Indiana, 46077

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

ROBERT M. MARSHALL – RM5641  
Marshall & Quentzel, L.L.C.  
Attorneys for Plaintiff  
15 North Mill Street  
Nyack, New York 10960  
(888) 747-4300

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

JAN 04 2008

CLERK

DATE

(BY) DEPUTY CLERK

AO 440 (Rev. 10/93) Summons In a Civil Action -SDNY WEB 4/99

RETURN OF SERVICE		
Service of the Summons and Complaint was made by me <sup>1</sup>	DATE <u>1/29/2008</u>	
NAME OF SERVER (PRINT) <u>MARK W. MYERS</u>	TITLE <u>ASST. CHIEF, SOUTHPORT POLICE</u>	
Check one box below to indicate appropriate method of service		
<input type="checkbox"/> Served personally upon the defendant. Place where served: _____		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____		
<input type="checkbox"/> Returned unexecuted: _____		
<input checked="" type="checkbox"/> Other (specify): <u>Accepted by BRETT M. Ilex, Atty. Agent For</u> <u>Kirk L. Hartman.</u> <u>2700 MARKET ST. 10 W. MARKET ST. INDIANAPOLIS IN.</u>		
STATEMENT OF SERVICE FEES		
TRAVEL <u>244 mi @ \$.44 = 107.36</u>	SERVICES <u>\$100.00</u>	TOTAL <u>\$207.36</u>
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p>		
Executed on <u>1/29/2008</u> Date	<u>Mark W. Myers</u> Signature of Server <u>ASST. CHIEF, SOUTHPORT POLICE</u> <u>1529 Ashwood Ct. GREENWOOD IN 46143</u> Address of Server	

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.